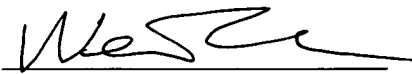




#13158
12/21/02

PTO/SB/31 (08-00)
Approved for use through 10/31/2002. OMB 0651-0031
Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) 3366.1								
<table border="1"><tr><td colspan="2">In re Application of Gene Expression Monitoring Using Universal Arrays</td></tr><tr><td>Application Number 09/747,004</td><td>Filed 12/21/00</td></tr><tr><td colspan="2">For Hu et. al.</td></tr><tr><td>Group Art Unit 1637</td><td>Examiner J. Siew</td></tr></table>			In re Application of Gene Expression Monitoring Using Universal Arrays		Application Number 09/747,004	Filed 12/21/00	For Hu et. al.		Group Art Unit 1637	Examiner J. Siew
In re Application of Gene Expression Monitoring Using Universal Arrays										
Application Number 09/747,004	Filed 12/21/00									
For Hu et. al.										
Group Art Unit 1637	Examiner J. Siew									
<p>Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner dated, _____, rejecting the following claims: _____.</p> <p>The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$ <u>320.00</u>.</p> <p><input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ _____.</p> <p><input type="checkbox"/> A check in the amount of the fee is enclosed.</p> <p><input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.</p> <p><input type="checkbox"/> The Commissioner has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.</p> <p><input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. <u>01-0431</u>. I have enclosed a duplicate copy of this sheet.</p> <p><input checked="" type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.</p> <p>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p> <p>I am the</p> <p><input type="checkbox"/> applicant.</p> <p><input type="checkbox"/> assignee of record of the entire interest.</p> <p><input type="checkbox"/> attorney or agent of record.</p> <p><input checked="" type="checkbox"/> attorney or agent acting under 37 CFR 1.34(a).</p> <p>Registration number if acting under 37 CFR 1.34(a) <u>44,419</u>.</p> <div style="text-align: right;"> _____ Signature</div> <div style="text-align: right;"><u>Wei Zhou</u> _____ Typed or printed name</div> <div style="text-align: right;"><u>12/09/02</u> _____ Date</div>										

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

12/17/2002 SFELEKE1 00000094 010431 09747004

01 FC:1401 320.00 CH